 <b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> (37 CFR 1.63)	Attorney Docket Number	022041000810
	First Named Inventor	Steven T. Kunitake
	<b>COMPLETE IF KNOWN</b>	
	Application Number	10/647,031
	Filing Date	August 21, 2003
	Art Unit	1645
	Examiner Name	

☐ Declaration Submitted With Initial Filing
 **OR**
☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Preservation Of RNA Quality And Content In Tissue Sections During Immunohistochemistry

(Title of the Invention)

the specification of which

☐ is attached hereto

**OR**

☒ was filed on (MM/DD/YYYY)

08/21/03

as United States Application Number or PCT International

Application Number 10/647,031 and was amended on (MM/DD/YYYY)                      (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

PTO/SB/01 (08-03)

**DECLARATION — Utility or Design Patent Application**Direct all correspondence to: ☒ Customer Number **20350** OR ☐ Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**☐ A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any])  
StevenFamily Name  
or Surname  
KunikekeInventor's  
Signature*Steven T Kunikeke*

Date

8/1/04

Residence: City  
San CarlosState  
CACountry  
USACitizenship  
USAMailing Address  
153 Exeter AvenueCity  
San CarlosState  
CAZIP  
94070Country  
USA**NAME OF SECOND INVENTOR:**☐ A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any])  
AnneFamily Name  
or Surname  
MennisInventor's  
Signature

Date

Residence: City  
AptosState  
CACountry  
USACitizenship  
SwedenMailing Address  
321 Day Valley ViewCity  
AptosState  
CAZIP  
95003Country  
USA☒ Additional inventors or a legal representative are being named on the 1st supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

[Page 2 of 2]

60122374 v1

PTO/SB/01 08-03)

**DECLARATION — Utility or Design Patent Application**Direct all correspondence to: ☒ Customer Number **20350** OR ☐ Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

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**NAME OF SOLE OR FIRST INVENTOR:**☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any])

Steven

Family Name

or Surname

Kuntake

Inventor's

Signature

Date

Residence: City

San Carlos

State

CA

Country

USA

Citizenship

USA

Mailing Address

153 Exeter Avenue

City

San Carlos

State

CA

ZIP

94070

Country

USA

**NAME OF SECOND INVENTOR:**☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any])

Anne

Family Name

or Surname

Mennis

Inventor's

Signature

Date

Residence: City

Aptos

State

CA

Country

USA

Citizenship

Sweden

Mailing Address

321 Day Valley View

City

Aptos

State

CA

ZIP

95003

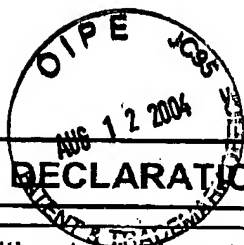
Country

USA

☒ Additional inventors or a legal representative are being named on the 1st supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

[Page 2 of 2]

60122374 v1



PTO/SB/02A (08-03)

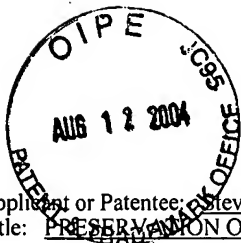
## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet

Page 1 of 1

Name of Additional Joint Inventor, if any		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle if any))		Family Name or Surname	
Pradeepa		Vishnu	
Inventor's Signature <i>Pradeepa Vishnu</i>		Date <i>7-30-04</i>	
Residence: City	San Jose	State	CA
		Country	USA
Citizenship USA			
Mailing Address 1488 Ambargrove Drive			
Mailing Address			
City	San Jose	State	CA
		ZIP	95131
		Country	USA
Name of Additional Joint Inventor, if any		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City		State	
		Country	
Citizenship			
Mailing Address			
Mailing Address			
City		State	
		ZIP	
		Country	
Name of Additional Joint Inventor, if any		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City		State	
		Country	
Citizenship			
Mailing Address			
Mailing Address			
City		State	
		ZIP	
		Country	

60122419 v1



Atty. Docket No.: 022041-000810US

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.27) - SMALL BUSINESS CONCERN**

Applicant or Patentee: Steven T. Kunitake, et al.

Title: PRESERVATION OF RNA QUALITY AND CONTENT IN TISSUE SECTIONS DURING IMMUNOHISTOCHEMISTRY

- ☐ the specification filed herewith.  
☒ Application No. 10/647,031, filed August 21, 2003 as Attorney Docket No. 022041.000810US.  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_.

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Small Business Concern: Arcturus Bioscience, Inc.

Address of Small Business Concern: 400 Logue Avenue, Mountain View, CA 94043-4019

I hereby declare that the above-identified small business concern qualifies as a "small business concern" as defined in 13 CFR part 121, for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

Further Assignment

- ☐ I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described above.  
☒ Verified statements by all entities to whom rights to the invention have been transferred, or to whom there is an obligation to transfer rights, are attached hereto.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.27(g)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Thomas M. Baer

Title of Person if Other than Owner: CEO/Chairman

Address of Person Signing: 400 Logue Avenue

Mountain View, CA 94043-4019

Signature

Date

3-9-04